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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

JOSEPH TAYLOR, EDWARD MLAKAR,  
MICK CLEARY, EUGENE ALVIS, and  
JENNIFER NELSON, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 5:20-CV-07956-VKD

**DECLARATION OF JENNIFER NELSON  
IN SUPPORT OF PLAINTIFFS' MOTION  
TO CERTIFY CLASS UNDER FED. R.  
CIV. P. 23(b)(2) AND 23(b)(3)**

Date: July 1, 2025

Time: 10:00 a.m.

Judge: Hon. Virginia K. DeMarchi

1 I, Jennifer Nelson, declare:

2 1. I make this declaration in support of Plaintiffs' Motion to Certify Class Under Fed.  
3 R. Civ. P. 23(b)(2) and 23(b)(3), to be filed on March 11, 2025. I have personal knowledge of each  
4 fact stated in the declaration and, if called as a witness, I could and would competently testify  
5 thereto.

6 2. I lived in the United States—specifically, in the states of Pennsylvania,  
7 Massachusetts, Wisconsin, and Illinois—during the proposed class period, which I understand is  
8 from November 12, 2017 to the present.

9 3. I bought and used Android devices—including but not limited to, a Google Pixel  
10 7a, a Google Pixel 4a 5G, and a Google Pixel 2—during the proposed class period.

11 4. My phones ran a Google-licensed version of the Android operating system, with  
12 Google Play Services installed, and were associated with a Google account.

13 5. I purchased cellular data from carriers Spectrum and Verizon during the proposed  
14 class period. Attached as Exhibit A is an example of my monthly bill from Spectrum, and attached  
15 as Exhibit B is a copy of a June 2018 Verizon service summary.

16 6. I regularly used the cellular data that I purchased from Spectrum and Verizon by  
17 using my Android devices to connect to the cellular networks provided by those carriers.

18 7. I did not know that Google was using my cellular data for its own purposes and  
19 benefit. I had no knowledge that such transfers were occurring.

20 8. I did not give Google permission to use my cellular data for its own purposes and  
21 benefit, and I would have expected Google to notify me and obtain my permission before doing  
22 so.

23 9. If I had known that Google was using my cellular data for its own purposes and  
24 benefit, and that it was doing so without my permission, I would have expected Google to  
25 compensate me for the cellular data that it used.

1           10. I am seeking to be appointed a representative of the proposed class of United States  
2 residents who used mobile phones running Google's Android operating system with a cellular data  
3 plan during the proposed class period.


4           11. To the best of my knowledge, I do not have any interests relevant to this case that  
5 conflict with the class members I seek to represent. I am seeking the relief provided under United  
6 States and California law for myself and for all class members during the proposed class period. I  
7 have not been promised any personal financial benefit for participating in this lawsuit. I am serving  
8 as a class representative in order to further the interests of Android device users and to remedy  
9 Google's misconduct. I have acted and will continue to act in the interests of those class members  
10 and place their interests on par with my own.

11           12. I have been actively involved in the prosecution of the litigation to date and have  
12 worked closely with my attorneys throughout the course of these proceedings in order to  
13 adequately represent the interests of the class members. My participation has included conferring  
14 with attorneys regarding the status of the case, reviewing complaints and other pleadings,  
15 responding to discovery requests, searching for and producing documents, and preparing and  
16 sitting for my deposition.

17           13. The attorneys representing me in this case from the law firms Korein Tillery, LLC  
18 and Bartlit Beck LLP have done so in a professional and competent manner, and they have kept  
19 me informed about the progress of this case throughout this litigation.

20           14. I declare under penalty of perjury that the foregoing is true and correct.

21  
22 Executed this 2<sup>nd</sup> day of March, 2025 in Philadelphia, Pennsylvania.

23  
24  
25   
Jennifer Nelson

# Exhibit A

OCTOBER 1 - OCTOBER 31

Mobile

AMOUNT DUE

\$42.00

Your Auto Pay is scheduled for November 21.

Account Holder Information

Previous Account Activity

Previous Balance \$28.00

Credits and Payments -\$28.00

Auto Pay Payment -  
Visa ending in  
Paid on October 21 -\$28.00

Remaining Balance \$0.00

Services \$42.00

By the Gig Line \$14.00

Your By the Gig plan includes 1 GB of shared data. Additional shared data is \$0 for each partial or full GB used.

jennifer - Phone \$14.00

By The Gig \$14.00

November 1 - November 30

Additional By the Gig Data: 2 GB \$28.00

Your data usage of 3 GB exceeds your Included 1 GB .

jennifer - Phone 2.33 GB

By the Gig Data Usage 3.00 GB

Total data usage for October 1 - October 31.

Devices \$0.00

jennifer - Phone \$0.00

Additional Charges \$0.00

Credits \$0.00

Amount Due \$42.00

Your Auto Pay is scheduled for November 21.

Included Taxes, Fees & Charges

Taxes, fees, and other charges are paid by Spectrum.

Federal Universal Service Fund \$0.01  
Police And Fire Protection Fee \$0.71  
State And Local Sales Tax \$0.01



State Universal Service Fund

\$0.00



## Say Hello to Phones You'll Love

Spectrum has unbelievable deals on the latest devices from the hottest brands. Plus, get an additional \$100 off when you trade in your phone.

[Shop Now](#)

[See offer details](#)



# **Exhibit B**



## SERVICE SUMMARY

Order Status: C Appl. ID No.: [REDACTED] Order Date: Wed Jun 06 00:00:00 EDT 2018 Bill Acct. No.: [REDACTED]

Agent Name: Mobile Generation Andersonvill  
 Agent Address: 5314 N CLARK ST, CHICAGO, IL 60640-2381  
 Billing Outlet ID: 000112006  
 POS Location Code: N3897-01  
 Activation type: Individual New X Upgrade Feature Change Calling Plan Change X Add-on X MultiLine Order

[REDACTED]

POS Location Code

[REDACTED]

Appl. ID No.

## CUSTOMER INFORMATION

No. of Lines Approved: 2

JENNIFER NELSON

Total Security Deposit: \$0.00

[REDACTED]

CHICAGO IL 60640-3551

USA

Home Phone: [REDACTED]

## Account Information

## Account Level Service Product Offers (SPOs)

Included SPOs:

## Line 1

Account No.: [REDACTED]

Wireless No.:

Wireless No. Barcode:

Device Id:

Device Barcode:

Make:

GGL

Model:

Google Pixel 2 64 GB in Just Black

ICCID:

[REDACTED]

4G SIM Barcode:

IP Address:

Effective Date:

06/06/2018

Bill Cycle:

5

Plan:

The new Verizon Plan Single Smartphone 5 GB \$40.00 97928

Monthly Line Access:

\$20.00

Upgrade Fee:

\$30.00

Service Contract Term:

Monthly

## Features

85915 - Total Mobile Protection\$13.00 monthly

## Line 1

Account No.: [REDACTED]

Wireless No.:

Wireless No. Barcode:

Device Id:

Device Barcode:

Make:

FWC

Model:

Ellipsis® Jetpack® MHS900L in Dark Navy

FRCP 5.2 PII Redaction

FRCP 5.2 PII Redaction

ICCID:

4G SIM Barcode:

IP Address:

Effective Date: 06/06/2018

Bill Cycle: 5

Plan: The new Verizon Plan Single Smartphone 5 GB \$40.00 97928

Monthly Line Access: \$10.00

Activation Fee: \$40.00

Service Contract Term: 24 MONTHS

Contract End Date: 06/06/2020

EARLY TERMINATION  
FEE:

UP TO \$175.00

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**Service Product Offers**

Included SPOs:

1087 - HD Video Optimization - \$0.00

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**Features**

85914 - Total Mobile Protection\$10.00 monthly

**Activation Fee will be credited if service is cancelled within 3 days. Taxes & surcharges can add 7% to 46% to your monthly access and usage charges, including these Verizon Wireless monthly surcharges: Monthly Federal Universal Service Charge on interstate & international telecom charges (varies quarterly based on FCC rate) 19.50% per line; Regulatory (\$0.21 per voice line; \$0.02 per data-only line); Administrative (\$1.23 per voice line; \$0.06 per data-only line).**

I agree to the VZW Customer Agreement (CA), including settlement of disputes by arbitration instead of jury trial, the terms of the plan and optional services I have chosen, and an early termination fee of up to \$350 for each line subject to a 24 month service term. I am aware that I can view the CA anytime at [verizonwireless.com](http://verizonwireless.com).

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**Customer Signature**

Account Owner Name - JENNIFER NELSON

Account Owner Signature

X

## Customer Agreement

I agree to the Verizon Customer Agreement (CA), including the Verizon Privacy Policy, and settlement of disputes by arbitration instead of jury trial, as well as the terms of the plan and optional services I have chosen.

## Device Payment Agreement

I acknowledge that I was provided an opportunity to review my completed Installment Loan Agreement (ILA), including 24 monthly payments and my right to cancel within 14 days. I understand that no one can make any changes to the ILA and that no handwritten markings or strikeouts are binding on Verizon.

I am aware that I can view the CA and the ILA anytime at [verizonwireless.com](http://verizonwireless.com).

By signing below, I agree to the ILA and the CA

A handwritten signature in black ink, appearing to be 'JB' or similar, written over a horizontal line.

Signature

06/06/2018  
(Date)